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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|---------------------|------------------|
| 08/855,061 | 05/13/1997 | SCOTT D. AUGUSTINE | 1342-196 | 1127 |
| 7590 | 02/04/2005 | | EXAMINER | |
| TERRANCE A MEADOR GRAY CARY WARE & FREIDENRICH 401 B STREET SUITE 1700 SAN DIEGO, CA 92101 | | | GRAHAM, MARK S | |
| | | | ART UNIT | PAPER NUMBER |
| | | | 3711 | |

DATE MAILED: 02/04/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
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EXAMINER

ART UNIT PAPER

20050202

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Commissioner for Patents

Claims 23, 24, 28, 31, 33, 37, and 39 are incomplete because the claims on which they depend from have been cancelled by the examiner in accordance with MPEP 1214.06. Applicant is given a ONE MONTH TIME LIMIT from the date of this letter in which to present claims 23, 24, 28, 31, 33, 37, and 39 in independent form. NO EXTENSIONS OF TIME UNDER 37 CFR 1.136(a) WILL BE GRANTED. Failure to comply with this deadline will result in cancellation of claims 23, 24, 28, 31, 33, 37, and 39 and this application will be abandoned.

Any inquiry concerning this communication should be directed to Mark S. Graham at telephone number 571-272-4410.

Mark S. Graham
Primary Examiner
Art Unit: 3711